

it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** July 26, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**8231. Adulteration of raisins. U. S. v. 101 Cartons of Raisins. Consent decree of condemnation. Product ordered released under bond.** (F. D. C. No. 16815. Sample No. 10314-H.)

**LIBEL FILED:** July 17, 1945, Western District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about January 22 and March 1, 1944, by the California Packing Corporation, from Fresno, Calif.

**PRODUCT:** 101 25-pound cartons of seedless raisins at Pittsburgh, Pa.

**LABEL, IN PART:** "Duquesne Brand Midget Thompson Seedless Raisins."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae, insect fragments, and insect excreta.

**DISPOSITION:** August 3, 1945. The Byrnes & Kiefer Co., Pittsburgh, Pa., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be used in the manufacture of distilled spirits, under the supervision of the Food and Drug Administration.

**8232. Adulteration of raisins. U. S. v. 180 Boxes of Raisins. Consent decree of condemnation. Product ordered released under bond.** (F. D. C. No. 16814. Sample No. 10313-H.)

**LIBEL FILED:** July 17, 1945, Western District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about January 11, 1944, by Diebert Brothers and Snyder, from Biola, Calif.

**PRODUCT:** 180 25-pound boxes of raisins at Pittsburgh, Pa.

**LABEL, IN PART:** "Diebert's D. B. Brand Midget Thompson Seedless Raisins."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect excreta and larvae.

**DISPOSITION:** August 3, 1945. The Byrnes & Kiefer Co., Pittsburgh, Pa., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be used in the manufacture of distilled spirits, under the supervision of the Food and Drug Administration.

**8233. Adulteration of raisins. U. S. v. 121 Boxes and 22 Boxes of Raisins. Default decrees of condemnation. Product ordered delivered to the National Zoological Park.** (F. D. C. Nos. 16160, 16163. Sample Nos. 2881-H, 2882-H.)

**LIBELS FILED:** May 18, 1945, District of Columbia.

**PRODUCT:** 143 boxes, each containing 30 pounds, of raisins which were being held for sale in the District of Columbia in possession of the Fairfax Bread Co., Division of Safeway Stores, Inc., Washington, D. C.

**LABEL, IN PART:** "Bonner's Choice Thompson Seedless Raisins Packed by Bonner Packing Co. Fresno, California," "Dessert Brand Choice Recleaned Thompson Seedless Raisins, California Packing Corporation, San Francisco, California," or "Selmor Brand Choice Thompson Seedless Raisins Pacific Raisin Company, Inc. Fowler, Calif."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of beetles, larvae, and insect-infested raisins.

**DISPOSITION:** July 5, 1945. No claimant having appeared, judgments of condemnation were entered and the product was ordered delivered to the National Zoological Park, for use as animal feed.

**8234. Adulteration of raisins. U. S. v. 194 Cartons of Raisins. Consent decree of condemnation. Product ordered released under bond.** (F. D. C. No. 16119. Sample No. 4336-H.)

**LIBEL FILED:** May 5, 1945, Eastern District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about March 14, 1945, by the H. J. Heinz Co., from Atlantic City, N. J.

**PRODUCT:** 194 30-pound cartons of raisins at Philadelphia, Pa.

**LABEL, IN PART:** (Cartons) "Sun-Maid Midget Thompson Seedless Raisins."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of weevils and larvae.

**DISPOSITION:** May 25, 1945. The H. J. Heinz Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be used in the distillation of alcohol, under the supervision of the Food and Drug Administration.

#### FRESH FRUIT

**8235. Adulteration of apples. U. S. v. 14 Bushels of Apples. Default decree of condemnation. Product ordered delivered to a charitable institution.** (F. D. C. No. 16330. Sample No. 10057-H.)

**LIBEL FILED:** May 10, 1945, Western District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about May 5, 1945, by William C. Greenwald, from Olcott, N. Y.

**PRODUCT:** 14 bushels of apples at Pittsburgh, Pa. The product contained excessive spray residue.

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (1), the product contained an added poisonous or deleterious substance, lead, which may have rendered it injurious to health.

**DISPOSITION:** June 11, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution, conditioned that the apples be washed and pared.

**8236. Adulteration of apples. U. S. v. 6 Bushels of Apples. Default decree of condemnation and destruction.** (F. D. C. No. 16329. Sample No. 10051-H.)

**LIBEL FILED:** May 7, 1945, Western District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about May 2, 1945, by the Lerch Cooperative Cold Storage, Inc., from Lockport, N. Y.

**PRODUCT:** 6 bushels of apples at Pittsburgh, Pa. This product bore spray residue containing excessive lead.

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (1), the product contained an added poisonous or deleterious substance, lead, which may have rendered it injurious to health.

**DISPOSITION:** May 24, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**8237. Adulteration of apples. U. S. v. 1,596 Boxes of Apples. Consent decree of condemnation. Product ordered released under bond.** (F. D. C. No. 16351. Sample Nos. 6094-H, 6096-H.)

**LIBEL FILED:** March 12, 1945, Northern District of Georgia.

**ALLEGED SHIPMENT:** On or about February 7 and 8, 1945, by the Yakima Fruit Growers Association, from Yakima, Wash.

**PRODUCT:** 1,596 boxes of apples, each containing approximately 1 bushel, at New York, N. Y. These apples bore excessive fluorine spray residue.

**LABEL, IN PART:** "Big Y Brand Winesap Apples."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product bore and contained an added poisonous and deleterious substance, fluorine, in an unsafe quantity and in excess of the limit fixed by regulation.

**DISPOSITION:** April 3, 1945. The Yakima Fruit Growers Association, claimant, having admitted the allegations of the libel, judgment of condemnation was entered. Examination having shown that a portion of the apples did not bear excessive fluorine residue, the court ordered that the product be released under bond, conditioned that the good portion be released and the remainder returned to the claimant at Yakima for removal of the fluorine, under the supervision of the Food and Drug Administration.

**8238. Adulteration of apples. U. S. v. 9 Boxes of Apples. Default decree of condemnation. Product ordered delivered to a charitable institution.** (F. D. C. No. 16086. Sample No. 23823-H.)

**LIBEL FILED:** On or about March 22, 1945, Northern District of Texas.

**ALLEGED SHIPMENT:** On or about February 21, 1945, by the Yakima County Horticultural Union, from Yakima, Wash.